



Atty Docket: N=3A

Sector #3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application)
NIELSEN, Soren et al)
Serial No.: 09/845,716)
Filed: May 02, 2001)
For: USE OF ALPHA-MSH AND EPO FOR PREVENTING OR...)
Application Division)
ATTN: Box Missing Parts)
Washington, D.C.)
September 24, 2001)
Confirmation No. 3819)

LATE SUBMISSION OF FILING FEE AND/OR DECLARATION

HON. COMMISSIONER OF PATENTS AND TRADEMARKS

Washington, D.C. 20231

Sir: The present communication is in response to the "NOTICE TO FILE MISSING PARTS OF APPLICATION..." dated June 22, 2001.

- [XX] Attached hereto is an executed oath or declaration in compliance with 37 C.F.R. 1.63, identifying the present application by title, filing date, serial number and priority information.
- [] Attached hereto is an executed oath or declaration in compliance with 37 C.F.R. 1.63, identifying the present application by title, serial number, filing date and priority information, and to which is attached a duplicate copy of the application as filed.
- [XX] Applicant claims small entity status. See 37 CFR 1.27.
- [XX] Abstract of the technical disclosure.
- [XX] Substitute drawings in compliance with 37 CFR 1.84.
- [] A Communication.
- [XX] Preliminary Amendment
- [] Sequence Listing (hardcopy), and computer-readable form of Sequence Listing.
- [] A certified copy of priority document no. _____, filed _____, is also attached. Priority is claimed.
- [] An Information Disclosure Statement with 08A-1449 and _____ references is also attached.
- [] Change of Address

	(Col.1)	(Col. 2)	Small Entity			OTHER THAN A SMALL ENTITY	
FOR:	NO. FILED	NO. EXTRA	RATE	FEE	OR	RATE	FEE
BASIC FEE				\$355.00	OR		\$
TOTAL CLAIMS	11 - 20	0	X 9 =	\$	OR	X 18 =	\$
INDEP. CLAIMS	2 - 3	0	X 40 =	\$	OR	X 80 =	\$
[] Multiple claims presented			+ 135 =	\$	OR	+ 260 =	\$
If the difference in Col. 1 is less than 0, enter "0" in Col. 2			TOTAL	\$355.00		TOTAL	\$

Note: By preliminary amendment, multiple dependency has been eliminated.

The following fee is calculated below:

- [] Surcharge for late filing of English translation \$ 130.00
- [XX] Late filing of Declaration surcharge in the amount of: Small Entity [XX] \$65.00 Other than Small Entity [] \$130.00
- [XX] It is hereby petitioned for an extension of time in accordance with 37 C.F.R. 1.136(a). The appropriate fee required by 37 C.F.R. 1.17 is calculated as shown below:
- | | |
|-----------------------------|-----------------------------|
| Small Entity | Other Than Small Entity |
| Response Filed Within | Response Filed Within |
| [XX] First - \$ 55.00 | [] First - \$ 110.00 |
| [] Second - \$ 195.00 | [] Second - \$ 390.00 |
| [] Third - \$ 445.00 | [] Third - \$ 890.00 |
| [] Fourth - \$ 695.00 | [] Fourth - \$1,390.00 |
| Month After Time Period Set | Month After Time Period Set |
- [] Conditional Petition for Extension of Time:
If any extension of time for a response is required, applicant requests that this be considered a petition therefor.
- [XX] Credit Card Payment Form (PTO 2038) is authorizing payment in the amount of \$475.00, is attached.
- [] The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR 1.16 and all patent processing fees under 37 CFR 1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR 1.18.

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BROWDY AND NEIMARK, P.L.L.C.
Attorneys for Applicant(s)

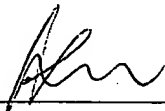
By

Iver P. Cooper

Registration No. 28,005

IPC:tw

*A copy of this notice **MUST** be returned with the reply.*



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Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

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